

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LANCASTER SCHOOL DISTRICT.

OAH CASE NO. 2014100861

ORDER FOLLOWING PREHEARING  
CONFERENCE AND SETTING  
ORDER TO SHOW CAUSE WHY  
CASE SHOULD NOT BE DISMISSED

On December 1, 2014, a telephonic prehearing conference was held before Administrative Law Judge Alexa J. Hohensee, Office of Administrative Hearings. Angela Gordon, Attorney at Law, appeared on behalf of Lancaster School District. Parent originally picked up the call but asked that the ALJ call back in five minutes. Parent did not pick up the telephone call again, despite several later attempts to reach her, and the ALJ left a voicemail message that a written order would be mailed regarding the PHC.

Parent has contacted OAH on multiple occasions to inform OAH that she wishes to withdraw this matter. Prior to hanging up after the first call on December 1, 2014, Parent told the ALJ that she mailed a written request for dismissal the week before, and did not wish to pursue the matter. In light of the representations of Parent, the ALJ issues the following Order:

1. Order to Show Cause re Dismissal. A telephonic status conference will be held on December 15, 2014 at 10:00 a.m. for Parent to show cause why this matter should not be dismissed. If Parent's request to withdraw or dismiss this matter is received prior to December 15, 2014, all dates will be vacated and the teleconference will not be held.

2. Continuance of Hearing Date and PHC. Until and unless this matter is withdrawn or dismissed at Parent's written request, or at the OSC, the hearing is continued and shall take place on February 24, 2015, at 9:30 a.m., and continuing day to day, Monday through Thursday as needed at the discretion of the ALJ. The PHC is continued to 10:00 a.m. on February 9, 2015.

3. Motion to Consolidate. District has a motion pending to consolidate this matter with another due process hearing matter. In light of Parents' notification to OAH that a request for dismissal is in route to be filed, District's motion to consolidate is denied without prejudice to renewal.

IT IS SO ORDERED.

DATE: December 3, 2014

/s/

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ALEXA J. HOHENSEE  
Administrative Law Judge  
Office of Administrative Hearings